

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Patent Application of:

**Yosuke Hosoya et. al.**

Application No. **10/821,323**

Filed: **April 9, 2004**

For: **POSITIVE ELECTRODE ACTIVE  
MATERIAL AND NON-AQUEOUS  
ELECTROLYTE SECONDARY BATTERY  
CONTAINING THE SAME**

) Group Art Unit: **1795**  
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) Examiner: **A. Echelmeyer**  
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MAIL STOP AMENDMENT  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**RESPONSE TO JANUARY 13, 2009 OFFICE ACTION**

Dear Sir:

This Amendment is submitted in response to the Office Action mailed January 13, 2009.

Applicant respectfully requests reconsideration of the application in view of this amendment and remarks herein.